

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

A&C Dept – Horticulture- APMIP- Kuppam Project –Arbitration Application Nos.49 and 50 of 2007 filed by M/s BHC Agro [India] Pvt. Ltd, Hyderabad – Payment of fees to the Arbitral Tribunal Members – Permission – Accorded.

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**AGRICULTURE & COOPERATION (HORTI) DEPARTMENT**

G.O.Rt.No. 1728

Dated: 14 . 12. 2010  
Read the following:-

1. From the Arbitral Tribunal Proceedings dated 15.9.2010.
2. From the Director of Horticulture, Hyderabad Lr No.APMIP/1030/2008, dated 29.9.2010.

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ORDER:

The Director of Horticulture, Hyderabad in the reference 2<sup>nd</sup> read above has reported that the Arbitrators in the Arbitration Application Nos.49 and 50 of 2007 have decided the Arbitrators fee of Rs.18.00 lakhs payable in equal proportion by claimant [M/s BHC Agro [India] Private Ltd and respondent [Government] in respect of claims and counter claims. Further it is informed that the Arbitral Proceedings dated 30.8.2008 the fee of Arbitrators have provisionally fixed at Rs.20.00 lakhs and again in the Proceedings dated 10.2.2009, the fee of Arbitrators fixed provisionally at Rs.16.00 lakhs. Thus till date an amount of Rs.36 lakhs were fixed towards the Arbitrators fee to be equally shared by claimant and respondent. The above fee has been paid both by claimant and respondent equally @ Rs.18.00 lakhs each.

2. Further, the Director of Horticulture, Hyderabad has informed that the Arbitrators have fixed an amount of Rs.18.00 lakhs over and above the fees already paid by the parties which is to be shared equally by claimant and respondent and requested the Govt to pay an amount of Rs.9.00 lakhs to be equally shared among 3 Arbitrators @ Rs.3 lakhs each. Therefore, the Director of Horticulture, Hyderabad has requested the Govt to accord permission for payment of Arbitrators fee of Rs.9lakhs on behalf of Govt.

3. Govt after careful examination hereby accord permission to the Director of Horticulture, Hyderabad for payment of Rs.9.00 lakhs [Rupees nine lakhs only ] i.e. @ R.3 lakhs each for the 3 Arbitrators from the savings available with the APMIP as was done during the last occasions.

4. The Director of Horticulture, Hyderabad shall take further necessary action in the matter for payment of the above amounts.

5. This order issues with the concurrence of Finance [EAC] Department vide their UO No.33450/536/A2/EAC/10, Dated 09.12.2010.  
[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH ]

Dr.C V S K SARMA  
APC & PRINCIPAL SECRETARY TO GOVT.

To  
The Director of Horticulture, Hyderabad  
The Project Officer, APMIP, Hyderabad.  
Copy to Sri A Veeraswamy, Advocate & Legal Counsel for Govt.  
Sf/sc

//FORWARDED: BY ORDER //

SECTION OFFICER